UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JOEL KLAUSMAN,

Plaintiff(s).

Case No. 07 CV 5604 (WCC)

-against-

AFFIDAVIT OF SERVICE

CHROMAGEN USA INC., MAXINE MORGAN INC. AND ROGER EICHENHOLTZ,

"ECF FILED"

Defendant(s).

STATE OF NEW YORK)

S.S.

COUNTY OF ROCKLAND)

DAVID KSIAZEK, being duly sworn, deposes and says that he is over the age of eighteen years, is employed by the attorney service, DLS, INC., and is not a party to this action.

That on the 15th day of June, 2007, at approximately 11:00 AM, deponent served a true copy of the SUMMONS, COMPLAINT AND CIVIL COVER SHEET upon ROGER EICHENHOLTZ at 8 John Walsh Boulevard, Suite 330, Peekskill, New York 10566, by personally delivering and leaving the same with ROGER EICHENHOLTZ at that address. At the time of service, deponent asked ROGER EICHENHOLTZ whether he is in active military service for the United States of America or for any state in the United States in any capacity whatever or dependent upon a person in active military service and received a negative reply.

ROGER EICHENHOLTZ is a white male, approximately 47 years of age, stands approximately 5 feet 10 inches tall, weighs approximately 200 pounds with graying black hair, brown eyes and glasses.

DAVID KSIAZEK #0974523

Sworn to before me this

18th day of June, 2007

JONATHAN T. RIPPS
Notary Public, State of New York
NO. 01RI6109718
Qualified in Rockland County

Commission Expires May 17, 20

NOTARY PUBLIC

D.L.S., Inc. 145 So. Mountain Rd New City, NY 10956 845-639-7559 www.dlsny.com

UNITED STATES DISTRICT COURT SOUTHERN District of NEWYORK JOE: KLAUSMAN SUMMONS IN A CIVIL ACTION CHROMAGEN USA INC., MAXINE MORGAN INC. and ROGER EICHENHOLTZ CASE NUMBER: O7 CIV. 5604 JUDGE CONNER TO: (Name and address of Defendance) Chromagen USA, Inc., 8 John Walsh Boulevard, Peekskill, NY 10566 Maskine Morgan Inc., 8 John Walsh Boulevard, Peekskill, NY 10566 Roger Eichenholtz, 2595 Evergreen Street, Yorktown Heights, NY 10598 YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address) Himmel & Berristein, ILP 928 Broadway, Suite 1000, New York, NY 10010 212-631-0200 an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service. J. MICHAEL MCMAILON DATE	NAO 440 (Rev. 8/01) Summons in a Civil Action					<u> </u>
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